HON'BLE SRI JUSTICE D.S.R.VARMA

AND

HON'BLE SRI JUSTICE P. LAKSHMANA REDDY

TAKEN UP WRIT PETITION NO. 1041 OF 2007

DATE: 22.1.2007

Between:

Abdul Rabi Khan, S/o (late) Alamghir, aged 64 years, Occupation: business, R/o H.No. 8-1-523/49, Hakeempet Kunta, Hyderabad

…Petitioner

AND

1.The Station House Officer, Banjara Hills Police Station, Banjara Hills, Hyderabad and one another.

….Respondents

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HON'BLE SRI JUSTICE D.S.R.VARMA
AND
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TAKEN UP WRIT PETITION NO. 1041 OF 2007

ORAL ORDER: **(per the Hon'ble Sri P. LAKSHMANA REDDY)**

Heard the learned Government Pleader for Home, representing the learned Advocate General, on behalf of the respondents.

2. This writ petition is taken up on the basis of a 'Telegram', dated 08.01.2007, sent by one Abdul Rabi Khan, S/o (late) Alamghir, alleging that his sons by name (1) Atteq Khan, Student (2) Jabbu Khan, Business, are illegally detained by the police personnel of Banjara Hills Police Station, Hyderabad, on 5.1.2007 at 5.00 PM, and apprehending danger to their lives.

3. Upon receipt of notice issued by this court, the Inspector of Police, Banjara Hills Police Station, Hyderabad, filed a counter affidavit stating, inter alia, that the alleged detenus were not arrested on 5.1.2007 but arrested on 8.1.2007 as they are accused in Crime No. 13/2007 registered for the offences under Section 307 IPC, by the Police of Banjara Hills, Hyderabad, and they were produced before the III Additional Chief Metropolitan Magistrate, Hyderabad on 9.1.2007 and they are now in judicial custody.

4. In view of the fact that the detenus are in judicial custody, there is no need for interference by this Court in this Writ Petition.

5. Accordingly, the Writ Petition is closed. No order as to costs.

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D.S.R.VARMA, J

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P. LAKSHMANA REDDY, J

Dated: 22.1.2007
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